

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

ANDRES GOMEZ,

Plaintiff,

v.

CV WELLNESS, LLC,

Defendant.

Case No. 1:21-cv-01667-DAD-EPG

ORDER DISCHARGING ORDERS TO  
SHOW CAUSE

(ECF Nos. 12, 13)

Plaintiff Andres Gomez filed this complaint on November 17, 2021, alleging violations of the Americans with Disabilities Act and the Unruh Civil Rights Act by Defendant CV Wellness, LLC. (ECF No. 1). After Attorney Ashley Davies failed to appear at the mandatory scheduling conference on behalf of Defendant, the Court issued an order to show cause why sanctions should not issue. (ECF No. 12). After Attorney Davies failed to respond to that order, the Court issued a second show cause order and set a hearing regarding whether sanctions should issue. (ECF No. 13).

Attorney Armand Antonyan has since entered an appearance on behalf of Defendant and filed a response to the show cause orders. (ECF Nos. 16, 17). In an attached declaration, Attorney Antonyan states that Attorney Davies did not attend the initial scheduling conference or respond to the initial show cause order because she and other attorneys were let go as in-house counsel for the company that manages Defendant and she had no access to her email account and court

1 notifications. (ECF No. 17). Attorney Antonyan further states that these circumstances “caused  
2 disruption within the department and led to the failure of Defendant’s counsel to appear at the  
3 scheduling [h]earing.” (*Id.* at 4).

4 Based on this information, the Court finds good cause to discharge the orders to show  
5 cause. Accordingly, IT IS ORDERED as follows:

- 6 1. The Court’s May 2 and May 11, 2022 orders to show cause (ECF Nos. 12, 13) are  
7 discharged;
- 8 2. The show cause hearing set for June 29, 2022 (ECF No. 13) is vacated;
- 9 3. Defense counsel is advised that any future failures to respond to court orders or failures to  
10 attend court proceedings in this case may result in sanctions; and
- 11 4. By no later than June 23, 2022, the parties are directed to contact Courtroom Deputy  
12 Michelle Rooney (mrooney@caed.uscourts.gov) to secure a new scheduling conference  
13 date.

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15 IT IS SO ORDERED.

16 Dated: **June 16, 2022**

17 /s/ Eric P. Gray  
18 UNITED STATES MAGISTRATE JUDGE  
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